



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IV
345 COURTLAND STREET, N.E.
ATLANTA, GEORGIA 30365

January 21, 1995

J. Andrew Goddard
Bass, Berry and Sims
First American Center
Nashville, Tennessee 37238

Dear Mr. Goddard,

The purpose of this letter is to notify the Steering Committee and Alcoa that the OSC, Fred Stroud, has directed them not to fill the area excavated during the groups compliance with EPA's Administrative Order on Consent. Mr. Stroud has requested that the area remain open during the interim period in which EPA seeks continued access and the completion of the removal of the contaminated source material.

Pursuant to EPA's statutory authority and the terms of paragraph 18 of the Administrative Order on Consent docket number 95-1-C the OSC can request the PRPs to do additional work or if they refuse then EPA will carry out the removal. As evidenced by the sampling conducted during the excavation the material is hazardous by characteristic (TCE failed TCLP) and is in contact with the groundwater. The waste material also contains toluene, xylene, vinyl chloride as well as other hazardous substances. EPA's Groundwater Section is of the opinion that this groundwater at the Site is "potential drinking water" and requires protection. The preliminary results of EPA's dye trace substantiates previous studies indicating that the contaminated water from the Saad site is migrating and poses an imminent and substantial endangerment to human health and the environment.

Based on the foregoing, it is the OSC's determination that further removal actions are needed at the site. Therefore, in order to continue the Removal in a cost effective and expedient manner the OSC has asked the PRPs not to fill in the excavation so that continued removal actions would not be delayed in re-excavating the area.

Sincerely

A handwritten signature in cursive script that reads "Fred B. Stroud".

Fred B. Stroud
Senior, On Scene Coordinator